

ROTHWELL, FIGG, ERNST & MANBECK

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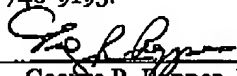
Telephone: (202)783-6040
Telex: 64285 BNBPAT
Telefax: (202)783-6031

FACSIMILE TRANSMITTAL SHEET

DATE: August 1, 2005
TO: OIPE
U.S. Patent and Trademark Office
Fax: 703-746-9195
FROM: George Repper
OUR REF: 2732-159
SERIAL NO.: 10/524,139

Certificate of Facsimile

I hereby certify that this Request for Corrected Filing Receipt and Notice of Acceptance, Transmittal Letter and Notice of Acceptance (both w/mark-ups) are being transmitted via facsimile to the OIPE of the U.S. Patent and Trademark Office at fax number 703-746-9195.


George R. Repper, Reg. No. 31,414

Number of Pages Including This Transmittal Sheet: 9

If any problems in connection with this facsimile please contact: *Kim Bailey* at 202-783-6040.

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AUG 01 2005

Application No. : 10/524,139
Applicant : ADAMCZYK
Filed : February 11, 2005
TC/A.U. : 2161
Examiner :
Docket No. : 2732-159
Customer No. : 6449

Office of Initial Patent
Examination's Filing Receipt Corrections
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

**REQUEST FOR CORRECTED FILING RECEIPT
AND NOTICE OF ACCEPTANCE**

Sir:

Please issue a corrected filing receipt and Notice of Acceptance for the above-referenced application. The Official Filing Receipt is missing the Foreign Priority information, which should state:

Germany 102 37 642.5 08/13/2002

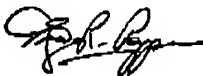
Germany 102 43 863.3 09/20/2002

The Notice of Acceptance is missing the Priority Date of August 13, 2002. The Transmittal Letter filed February 11, 2005 stated the priority date. Please reissue a Notice of Acceptance with the updated priority date.

Copies of the filing receipt and notice of acceptance documents with the corrections to be made marked in ink for your reference.

Respectfully submitted,


By



George R. Repper
Attorney for Applicants
Registration No. 31,414
ROTHWELL, FIGG, ERNST & MANBECK, P.C.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040

2732-159-cfr

FORM PTO-1590		U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 2732-159
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. Application No. (if known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO. PCT/EP03/08891	INTERNATIONAL FILING DATE August 11, 2003	PRIORITY DATE CLAIMED August 13, 2002	
TITLE OF INVENTION DATA CARRIER WITH AN OPTICALLY VARIABLE ELEMENT			
APPLICANT(S) FOR DO/EO/US Roger ADAMCZYK, Peter FRANZ			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input checked="" type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 			
ITEMS 11. TO 20. below concern other document(s) or information included:			
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment w/Substitute Specification (marked-up and clean versions). 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input checked="" type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Front Page of WO 04/022355 A2, ISR, IPER, PCT Request 			

U.S. APPLICATION NO. (if known, see 37 CFR 1.50)		INTERNATIONAL APPLICATION NO. PCT/EP03/08891		ATTORNEY DOCKET NO. 2732-159	
21. <input checked="" type="checkbox"/> The following fees are submitted:				<u>CALCULATIONS</u>	<u>PTO USE ONLY</u>
Basic National Fee \$ 300.00 Examination Fee \$ 200.00 Search Fee \$ 400.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$900.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total Claims	41-20 =	21	X \$50.00	\$1050.00	
Independent Claims	2- 3 =		X \$200.00	\$	
Multiple dependent claim(s) (if applicable)			+ \$360.00	\$	
TOTAL OF ABOVE CALCULATIONS =				\$1950.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
SUBTOTAL =				\$1950.00	
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$1950.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 40.00	
TOTAL FEES ENCLOSED =				\$1990.00	
				Amount to be refunded	\$
				charged	\$1990.00
a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 02-2135 in the amount of \$1990.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Customer No. 6449			 _____ Signature		
Rothwell, Figg, Ernst & Manbeck 1425 K St., N.W. Washington, D.C. 20005 Phone: 202/783-6040			_____ George R. Repper Name		
			_____ 31,414 Registration Number		

2732-159-1390.wpd



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/524,139	02/11/2005	2161	1950	2732-159	5	41	2

6449

ROTHWELL, FIGG, ERNST & MANBECK, P.C.
1425 K STREET, N.W.
SUITE 800
WASHINGTON, DC 20005

CONFIRMATION NO. 2454

FILING RECEIPT

OC000000016546268

OC000000016546268

Date Mailed: 07/20/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Roger Adamczyk, Isen, GERMANY;
Peter Franz, Bruck, GERMANY;

Assignment For Published Patent Application

GIESECKE & DEVRIENT GMBH, Muenchen, GERMANY

Power of Attorney: The patent practitioners associated with Customer Number 6449.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP03/08891 08/11/2003

Foreign Applications

GERMANY 102 37 642.5 08/13/2002
GERMANY 102 43 863.3 09/20/2002.

Projected Publication Date: 10/27/2005

Non-Publication Request: No

Early Publication Request: No

RECEIVED/FACILITIES
ROTHWELL FIGG ERNST & MANBECK
FILE NO. 2732-159
P. 1 PRG. INIT.

JUL 25 2005

wal

Title

7-26 03-
str

Data carrier comprising an optically variable element

Preliminary Class

707

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of

Export Administration, Department of Commerce (15 CFR 370.10 (i)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/524,139	FIRST NAMED APPLICANT Roger Adamczyk	ATTY. DOCKET NO. 2732-159
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6449
ROTHWELL, FIGG, ERNST & MANBECK, P.C.
1425 K STREET, N.W.
SUITE 800
WASHINGTON, DC 20005

INTERNATIONAL APPLICATION NO. PCT/EP03/08891	
LA. FILING DATE 08/11/2003	PRIORITY DATE 08/13/2002

CONFIRMATION NO. 2454
371 ACCEPTANCE LETTER
OC000000016546269
OC000000016546269

Date Mailed: 07/20/2005

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>02/11/2005</u>	<u>02/11/2006</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE. The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 02/11/2005
- Copy of the International Search Report filed on 02/11/2005
- Copy of IPE Report filed on 02/11/2005
- Copy of Annexes to the IPE filed on 02/11/2005
- Preliminary Amendments filed on 02/11/2005
- Information Disclosure Statements filed on 02/11/2005
- Oath or Declaration filed on 02/11/2005
- U.S. Basic National Fees filed on 02/11/2005
- Assignment filed on 02/11/2005
- Priority Documents filed on 02/11/2005
- Power of Attorney filed on 02/11/2005

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)